IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No. 19175 of 2005
Date of decision 21 .9.2006

Naresh Kumar and ors .. petitioner

Versus

State of Punjab and others .. Respondents

CORAM: HON'BLE MR. JUSTICE M.M. KUMAR
HON'BLE MR. JUSTICE M.M.S. BEDI

PRESENT: Mr. OP Gabha, Advocate for the petitioner
Mr. SK Bhanot, Sr. DAG Punjab.
Mr.JS Ahluwalia, Advocate for respondent no.2
Mr. Arvind Rajotia, Advocate for respondent nos. 3 to 9

M.M.Kumar, J.

The instant petition filed under Article 226 prays for quashing order dated 9.5.2005 (P5) and order dated 3.8.2005 (P.8) whereby the allotment of houses has been made to the contract employees and claim has been made that the allotment of the houses should be made to the regular employees. In that regard, the petitioner has filed representations P.6 and P.7 on 25.5.2005 and 29.7.2005 respectively. However, the Principal, respondent no.2, on 9.5.2005 had already taken a view by observing that he did not find any merit in the case to refer the same to the Board of Governors as according to Bye law 12.27 only Board of Governors is competent to decide the afore-mentioned issue.

At the outset, we put it to Shri J.S.Ahluwalia, learned counsel for the respondent no.2 Shaheed Bhagat Singh College of engineering and Technology, GT Road, Ferozepur whether the College is prepared to consider the representations of the petitioners Annexures P.6 and P.7 by referring it to the Board of Governors. Learned counsel has readily agreed

for making a reference to the Board of Governors. Accordingly, we dispose of the writ petition by directing respondent no.2 to refer the matter to the Board of Governors without any further delay and preferably within a period of one week from today. If the reference in accordance with the above directions is made then the Board of Governors shall decide the same within a period of two months thereafter. Till then the stay order passed by this Court on 9.12.2005 shall continue to operate.

Copy of the order be given dasti on payment of usual charges.

(M.M.Kumar)
Judge

(M.M.S.Bedi)
Judge

21.9.2006
okg